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Attorney Docket No. 54257-8029.US00

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Clendennen and Schuster

SERIAL No.: 09/904,389

FILED: July 12, 2001

FOR: **CTR1 HOMOLOGUE FROM MELON**

EXAMINER: Collins

ART UNIT: 1638

CONFIRMATION No.: 1613

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TECH CENTER 1600/2900

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Office action dated December 27, 2002 in the above-identified application, please amend the above-identified application as follows.

In the Claims:

Please cancel claims 1-12 and 14, without prejudice.

Please add claims 21-32 as follows:

21. (New) An isolated nucleic acid encoding a protein with the activity of a constitutive triple response (CTR) protein comprising the nucleotide sequence of SEQ ID NO: 1.

22. (New) An isolated nucleic acid that specifically hybridizes under highly stringent conditions to the complement of the sequence set forth in SEQ ID NO: 1, wherein the nucleic acid encodes a protein with the activity of a constitutive triple response (CTR) protein.